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TRANSMITTAL LETTER
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Serial No. 10/551,873

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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DATE OF DEPOSIT:

July 21, 2006

I, Anne Ziegler, hereby certify that this paper (along with any papers and fees referred to as being attached or enclosed or actually enclosed) is being deposited with the United States Postal Service on the date indicated above, with sufficient postage as first class mail and in an envelope addressed to: MAIL STOP Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Anne Ziegler

Signature of person mailing paper

In re Application of:

Joseph Emmanuel Zarb

Serial No.:

10/551,873

Filing Date:

Sep. 30, 2005

Group Art Unit:

1755

Examiner:

Not yet assigned

For:

Durable High Performance Fibre
Cement Product and Method Of
Manufacture

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Enclosed are:

- a postcard acknowledgment of receipt of papers by the Patent Office;
- this Transmittal Sheet (2 pgs.);

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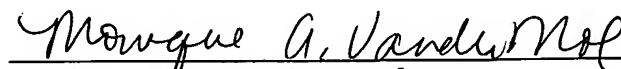
- Information Disclosure Statement (1 p.); and
- Information Disclosure Statement By Applicant (4 pp.)

Please return the acknowledgment postcard.

No fees are believed to be due at this time. To the extent that any further fees, whatsoever, are required at any time during prosecution of this application, including petition and extension fees, the Commissioner is hereby authorized to charge payment of any additional fees, including any under 37 C.F.R. § 1.16 or 37 C.F.R. § 1.17, to Deposit Account No. 07-0153 of Gardere Wynne Sewell LLP (Dallas) and reference Attorney Docket No. 131279-1050. Please credit any overpayments to this same Deposit Account.

Please direct all correspondence to the practitioner listed below at Customer No. 60148.

Respectfully submitted,



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ATTORNEY/AGENT FOR APPLICANT
July 21, 2006



ATTORNEY DOCKET NO. BALDS2.062APC (131279.1050)

Customer No. 60148

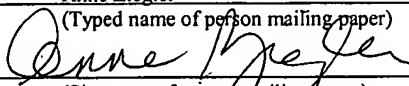
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Serial No. 10/960,150

Appl. No. : 10/551,873
Applicant : Joseph Emmanuel Zarb
Filed : Sep. 30, 2005
TC/A.U. : 1755
Examiner : Not yet assigned

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

<p style="text-align: center;">CERTIFICATE OF MAILING (37 CFR 1.8a)</p> <p>I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail and in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p style="text-align: center;">Anne Ziegler (Typed name of person mailing paper)</p> <p style="text-align: center;"> (Signature of person mailing paper)</p> <p>Date: <u>July 21, 2006</u></p>
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INFORMATION DISCLOSURE STATEMENT

Pursuant to the provisions of 37 C.F.R. § 1.97, Applicant hereby makes of record the references set forth in the attached forms PTO/SB/08A and PTO/SB/SB/08B (4 pp.). No inference should be made that the cited references are in fact material, are in fact prior art, or that no better art exists.

It is requested that the Examiner fully consider the cited references and that they be cited on the front of any patent issuing from this application.


Copies of the foreign references and the non-patent literature documents are attached.

The Commissioner is hereby authorized to charge the \$180.00 fee for this filing, as well as the payment of any additional fees, including any under 37 C.F.R. §1.16 or 37 C.F.R. §1.17, to Deposit Account No. 07-0153 and reference Attorney Docket No. 131279-1030. Please credit any overpayments to this same Deposit Account.

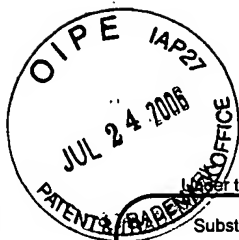
An early action on the merits is respectfully requested.

Respectfully submitted,

Date: July 21, 2006


Monique A. Vander Molen
Registration No. 53,716

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1601 Elm Street, Suite 3000
Dallas, Texas 75201-4761
214-999-4330



PTO/SB/08A (07-05)
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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 4

Complete if Known

Application Number	10/551,873
Filing Date	Sep. 30, 2005
First Named Inventor	Joseph Emmanuel Zarb
Art Unit	1755
Examiner Name	Not yet assigned
Attorney Docket Number	131279-1050

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 4,576,736 B1	03-18-1986	Harmuth	
		US- 5,009,713 B1	04-23-1991	Sakuta et al.	
		US- 5,162,060 B1	11-10-1992	Bredow et al.	
		US- 5,281,271 B1	01-25-1994	Govani et al.	
		US- 6,030,447 B1	02-29-2000	Naji et al.	
		US- 6,159,281 B1	12-12-2000	Uchida et al.	
		US- 6,270,567 B1	08-07-2001	Matsuo et al.	
		US- 6,335,100 B1	03-12-2002	Hamabe et al.	
		US- 6,526,751 B1	03-04-2003	Moeckel	
		US- 5,482,550 B1	01-09-1996	Strait	
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		AU 2003901529	03-31-2003	James Hardie Research Pty Limited		
		AU 2003100890 B4	12-18-2003	James Hardie Research Pty Limited		
		AU 2005100347 B4	05-12-2005	James Hardie Research Pty Limited		
		JP 2001300924 A	04-21-2000	Matsushita Electric Works Ltd		
		JP 2000044367 A	02-15-2000	Sekisui Chem Ind Co Ltd		
		JP 6293578 A	10-21-1994	Asahi Glass Coat & Resin KK		

Examiner
Signature

Date
Considered

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<p>Substitute for form 1449/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p><i>(Use as many sheets as necessary)</i></p>		Complete if Known	
		Application Number	10/551,873
		Filing Date	Sep. 30, 2005
		First Named Inventor	Joseph Emmanuel Zarb
		Art Unit	1755
		Examiner Name	Not yet assigned
		Attorney Docket Number	131279-1050
Sheet 2	of 4		

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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ^o
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY			
		JP 2003094419 A	04-03-2003	Sumikin FRC KK		
		WO 02/072499 A2	09-19-2002	James Hardie Research Pty Limited		
		WO 02/28796 A2	04-11-2002	James Hardie Reserach Pty Limited		
		WO 02/070425 A1	09-12-2002	James Hardie Research Pty Limited		
		WO 02/28795 A2	04-11-2002	James Hardie Research Pty Limited		
		WO 01/68547 A1	09-20-2001	James Hardie Research Pty Limited		

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Complete if Known	
		Application Number	10/551,873
		Filing Date	Sep. 30, 2005
		First Named Inventor	Joseph Emmanuel Zarb
		Art Unit	1755
		Examiner Name	Not yet assigned
Sheet 4	of 4	Attorney Docket Number	131279-1050

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		WATTYL, Granosite GranoSkin Decorative Membrane Datasheet 5.02, 6 January 1999.	
		ARDEX, Sheltercoat acade, Shelter waterproofing membranes, March 10, 2002.	
		AMERON COATINGS, Amercoat 288 Flexible water-borne acrylic membrane, August 1999.	
		MBT MIDDLE EAST: Datasheets, Masterseal 300H, June 2002.	

Examiner Signature		Date Considered	
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1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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